



PATENT  
161009-2002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Thebault, et al.  
USSN: 10/079,446  
For: HIGHWAVE OPTICAL TECHNOLOGIES  
Examiner: Dalei Dong  
Art Unit: 2875  
Confirmation No.: 9166

745 Fifth Avenue  
New York, NY, 10151

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 29, 2005.

**EXPEDITED PROCEDURE**  
**RESPONSE AFTER FINAL ACTION**  
**UNDER 37 C.F.R. 1.116**

**Marilyn Matthes Brogan Reg. No 31, 223**

(Name of Applicant, Assignee or Registered Representative)

Signature

July 29, 2005

Date of Signature

08/03/2005 MWOLDGE1 00000015 10079446

01 FC:1401  
02 FC:1253

500.00 DP

1020.00 AE

**AMENDMENT UNDER 37 CFR 1.116 AND**  
**PETITION UNDER 1.136(a)**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This amendment is in response to the final Office Action mailed on February 1, 2005. A three-month extension of time is requested, and a check in the amount of \$1020.00 in payment therefore is enclosed. A Notice of Appeal is being filed concurrently herewith, along with the required fee. Any fee occasioned by this paper which is due and not paid herewith may be

charged, or overpayment credited, to Deposit Account No. 50-0320.